IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1289 (M/S) of 2006

Gopal Singh S/o Late Lal Singh
R/o Village Naini-Saini Tehsil and
District- Pithoragarh. ....Petitioner

Vs

1. State of Uttaranchal through Collector Pithoragarh
   District- Pithoragarh.
2. Assistant Collector Pithoragarh,
   District Pithoragarh.
3. Hari Singh S/o Late Jeet Singh.
4. Anand Singh S/o Late Jeet Singh.
   Both R/o Village- Naini- Saini, Tehsil
   Pithoragarh, District- Pithoragarh.
5. Collector, Pithoragarh. .....Respondents

Sri Kurban Ali learned counsel for the petitioner.
Sri R.C. Arya learned counsel for the respondent No.1 and 2.

Dated: -07-09-2006

Hon'ble B.S. Verma, J.

Heard Sri Kurban Ali learned counsel for the petitioner and Sri R.C. Arya learned counsel for the respondent No.1 and 2.

Learned counsel for petitioner sought permission to implead The Collector, Pithoragarh as respondent No.5 in the memo of the writ petition. Permission granted.

The present writ petition has been filed praying for the mandamus commanding and directing the respondents No. 1 and 2 to decider the representation of the petitioner regarding the payment of the land cost for the land Khasra No. 407, 436, 934, 1392 total area 20 Nali 8 Muthi, situated in village Nainit- Saini, post officer Pithoragarh, District- Pithoragarh.

According to the petitioner he was a co-tenure holder along with respondent Nos. 3 and 4 i.e. Hari Singh and Anand Singh. It is

pertinent to mention here that the land has already been acquired by the State Government and now, the respondent No.2 is going to disburse the compensation for the said land. The petitioner made a representation before the respondent No.5 Collector, Pithoragarh and it is the only prayer of the petitioner to decide the said representation. The prayer made is innocuous in nature and deserves to be accepted.

Therefore, the Collector, Pithoragarh respondent No.5 is directed to decide the representation of the petitioner dated 26-7-2006 by a reasoned order in accordance with law within a period of eight weeks from the production of the certified copy of the order.

With the aforesaid observation, the writ petition is dismissed in limine.

(B.S.Verma,J)

Dated:-7-9-2006
M.K.